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FEB 15 2001

BOARD OF PHARMACY

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STATE OF NEW JERSEY
DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF PHARMACY

IN THE MATTER OF THE SUSPENSION	:	Administrative Action
OR REVOCATION OF THE LICENSE OF	:	
	:	
JAMES BRYCHTA, R.P.	:	ORDER FOR SURRENDER
	:	OF LICENSE
TO PRACTICE PHARMACY IN THE	:	
STATE OF NEW JERSEY	:	
	:	
	:	

This matter was opened to the New Jersey State Board of Pharmacy by the receipt of information that between January 4, 1996 and March 1, 1999, James Brychta, while acting as a registered pharmacist in the State of New Jersey and while employed by various branches of Rite Aid Pharmacy, located in Denville, Hopatcong, Wharton, Chester, Hacketstown, and Washington, New Jersey, and Grand Union Pharmacy, Flemington, New Jersey, did dispense approximately 12,000 dosage units of Tylenol with Codeine #4, a Schedule ~~II~~ ^{III} controlled dangerous substance, to one patient, under circumstances where he should have known that the dispensing was not authorized by a practitioner.

It appearing that respondent acknowledges the above described conduct, and further acknowledges that the conduct constitutes gross negligence or repeated acts of negligence, and the parties being desirous of resolving this matter without the necessity of further formal proceedings, and respondent having agreed to the terms and entry of the within Order, and for good cause shown,

IT IS THEREFORE, ON THIS *14th* DAY OF *February*, 2001

ORDERED AND AGREED:

1. That respondent's registration as a pharmacist in the State of New Jersey shall be revoked from the date of entry of the within Order.

2. Respondent shall not engage in the practice of pharmacy in the State of New Jersey in any manner or form, including but not limited to the following: he shall not be present in the prescription area of any pharmacy; he shall not handle, order, inventory, compound, count, fill, refill or dispense any drug; he shall not engage in the acceptance of any prescription in person or by telephone; he shall not engage in the verification of refill authorization by telephone; he shall not advise or consult with any person concerning the properties and actions of drugs; he shall not handle or dispense prescriptions; he shall not type labels for

prescriptions or enter information on profile cards.

STATE BOARD OF PHARMACY

By: Richard A. Palombo, R.P.
Richard A. Palombo, R.P.

I have read the within Order
and understand it. I agree
to be bound by its terms and
hereby consent to it being
entered by the New Jersey
Board of Pharmacy.

James C. Brychta
James Brychta, R.P.

ANDREW M. BUTCHKO
DEPUTY ATTORNEY GENERAL
FOR: JOHN J. FARMER, JR.
ATTORNEY GENERAL
DIVISION OF CRIMINAL JUSTICE
STATEWIDE NARCOTICS TASK FORCE
P.O. BOX 181
TRENTON, NEW JERSEY 08625
(609) 530-3400

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION - HUNTERDON COUNTY
INDICTMENT NUMBER SGJ 433-00-2
DOCKET NO. 00-07-00091-S

STATE OF NEW JERSEY)

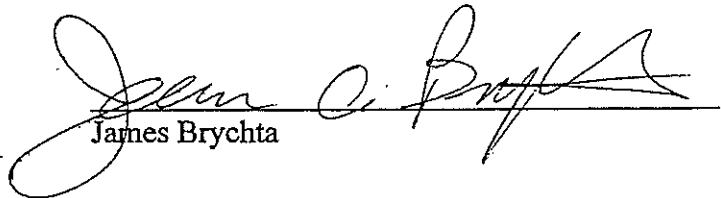
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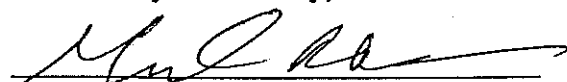
JAMES BRYCHTA)

I, James Brychta, being of full age and duly sworn according to law, upon my oath,
depose and say:

1. Between on or about January 4, 1996 and March 1, 1999, while acting as a registered pharmacist in the State of New Jersey and while employed by various branches of Rite Aid Pharmacy, located in Denville, Hopatcong, Wharton, Chester, Hacketstown, and Washington, New Jersey, and Grand Union Pharmacy, Flemington, New Jersey, did dispense approximately 12,000 dosage units of Tylenol with codeine #4, a Schedule III controlled dangerous substance, to Charles McAuliffe, under circumstances where I should have known that the dispensing was not authorized by a practitioner.


James Brychta

Sworn and subscribed to before me
this 2nd day of February, 2001.


Michael Ascher, Esq.
Attorney-at-Law, State of New Jersey